

**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): Davies, J., et al

Docket No.

DAM 552-00

Application No.  
09/911,048Filing Date  
7/23/2001Examiner  
Frank W. LuGroup Art Unit  
1634

Invention: Method for Detecting Ribosome Inactivating Proteins

I hereby certify that this Response to Notice dtd 8/2/04 re Nucleotide Sequence Rules (2 pgs) *w/Copy of Notice C1PS*  
*(Identify type of correspondence)*  
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9306)  
on 09/01/2004  
*(Date)*

**Vicki A. Upchurch***(Typed or Printed Name of Person Signing Certificate)**(Signature)*

Note: Each paper must have its own certificate of mailing.

Total Submission: 4 pages

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AND TRADEMARK OFFICE

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In re application of:

Inventor: Julian E. Davies et al. : Docket No. DAM 552-00

Serial No. 09/911,048 : Art Unit 1634

Filed: July 23, 2001 : Examiner: Frank W. Lu

For: Method For Detecting Ribosome Inactivating Proteins

**RESPONSE TO NOTICE TO COMPLY WITH  
NUCLEOTIDE SEQUENCE RULES**

Honorable Commissioner of Patents and Trademarks  
Alexandria, VA 22313

Sir:

Applicant received a Notice to Comply with Sequence Rules 37 CFR §§ 1.821-1.825 mailed on August 2, 2004. In response to this Notice, applicant contacted the examiner who indicated that although the May 6, 2004 sequence listing submitted by applicant seemed to meet the requirements, the sequence listing submitted had not been properly stamped by the PTO group responsible for reviewing sequence listings.

Applicant then contacted Mark Spencer in the sequence group, who indicated the sequence listing for this application was in compliance with the rules, and would be stamped and provided to the examiner. In a subsequent conversation, the examiner indicated that the sequence listing had been properly stamped, was now in compliance, and no new sequence listing was required from the applicant. However, the examiner requested that this letter be submitted to summarize and record what occurred and that the listing was now in compliance with the rules. No further action is required on the

applicant's part. It is respectfully submitted that the application is in condition for allowance and that a Notice of Allowance should be prepared.

Respectfully submitted,

August 31, 2004  
DATE

  
U. John Biffoni  
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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT PAPER

5/2004

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

## Commissioner for Patents

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 C.F.R. § 1.821(a)(1) and (a)(2). However, the sequencing listing submitted on May 6, 2004 still fails to comply with the requirements of 37 C.F.R. §§ 1.821-1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures.

APPLICANT IS GIVEN 30 days FROM THE DATE OF THIS LETTER WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 C.R.F. §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 C.F.R. § 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 C.F.R. § 1.136. In no case may an applicant extend the period for response beyond the six month statutory period. Direct the response to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the response.

Papers related to this application may be submitted to Group 1600 by facsimile transmission. Papers should be faxed to Group 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993)(See 37 CAR § 1.6(d)). The CM Fax Center number is either (703)872-9306 or (703)305-3014.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Frank Lu, Ph.D., whose telephone number is (571)272-0746. The examiner can normally be reached on Monday-Friday from 9 A.M. to 5 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Benzion, can be reached on (571)272-0782.

Any inquiry of a general nature or relating to the status of this application should be directed to the Chemical Matrix receptionist whose telephone number is (703) 308-0196.

Frank Lu  
PSA  
July 27, 2004

*Frank Lu*  
FRANK LU  
PATENT EXAMINER